

JOSEPH P. RUSSONIELLO (CASBN 44332)
United States Attorney

BRIAN J. STRETCH (CASBN 163973)
Chief, Criminal Division

JOSEPH A. FAZIOLI (ILSBN 6273413)
Assistant United States Attorney

150 Almaden Boulevard, Suite 900
San Jose, California 95113
Telephone: (408) 535-5061
Facsimile: (408) 535-5081
E-Mail: joseph.fazioli@usdoj.gov

Attorneys for the United States

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	No. CR 07-00215 JF
)	
Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER CONTINUING STATUS
v.)	HEARING AND EXCLUDING TIME
)	FROM THE SPEEDY TRIAL ACT
)	CALCULATION (18 U.S.C.
CURTIS LEIGH PARRY,)	§ 3161(h)(8)(A))
)	
Defendant.)	

This matter is scheduled before the Court for a status hearing on March 4, 2009. Due to defense counsel's unavailability on that date, the parties respectfully request that defendant's status hearing be continued until March 25, 2009. The parties agree, and the Court finds and holds, as follows:

1. Defendant's status hearing is continued to March 25, 2009.
2. The time between March 4, 2009 and March 25, 2009 is excluded under the Speedy Trial Act. The parties agree that the failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. Finally, the parties agree that the ends of justice

STIPULATION AND [PROPOSED] ORDER
CR 07-00215 JF

1 served by granting the requested continuance outweigh the best interest of the public and the
2 defendant in a speedy trial and in the prompt disposition of criminal cases. 18 U.S.C. §
3 3161(h)(8)(A).

4 IT IS SO STIPULATED:

5 DATED: 3/3/09

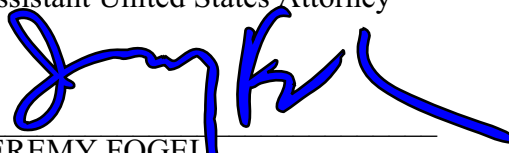
/s/
NICHOLAS HUMY
Attorney for Defendant Parry

8 DATED: 3/3/09

/s/
JOSEPH A. FAZIOLI
Assistant United States Attorney

10 IT IS SO ORDERED.

11 DATED: 3/4/09


JEREMY FOGEL
UNITED STATES DISTRICT JUDGE